web site tool and as software recorded on a CD, which is an actual reduction to practice prior to the effective date of Baer.

For reference, applicants wish to point out that their original title for the invention was "Worldwide Project Management Method (WWPMM)" as recorded in IBM invention disclosure SMS8-1999-0016. This disclosure was submitted to IBM by the inventors on 11/26/99. A true copy of the disclosure was provided in Applicant's amendment dated 9/14/04.

1. A copy of a screen shot of IBM's internal Worldwide Project Management Method web site showing a copyright date of 1999.

2. A copy of an electronic message (note) from IBM employees Sue Davies to John Wilson dated 8/12/99 (European date is 12/8/99) showing details of tasks on actual reduction to practice at this time.

3. A copy of an electronic message (note) from IBM employees Scott Wagert to Susan Iverson et al dated 11/19/99 showing availability of the Worldwide Project Management course PMO1D also indicating availability of the CD embodiment.

4. A copy of an electronic message (note) from IBM employees Elyse Anchell to David Harris dated 11/24/99 showing availability of a PDF embodiment of the present invention.

Applicants have therefore demonstrated actual reduction to practice of the present invention in the form of a web site and a CD, prior to the effective date of the cited Baer document. This is demonstrated by the four items above. Furthermore, applicants

provided a copy of invention disclosure SMS8-1999-0016 in their amendment dated 9/14/04, showing that the invention was workable on 11/23/99.

Applicants therefore respectfully request withdrawal of the Baer and Morgenthaler documents from further consideration under 37 C.F.R. 1.131.

Applicants also respectfully request withdrawal of the outstanding rejection of claims 1 - 12 under 35 U.S.C. 103(a) because the cited documents no loner apply in this application.

The Application is deemed in condition for allowance and such action by the Examiner is urged. Should differences remain, however, which do not place one/more of the remaining claims in condition for allowance, the Examiner is requested to phone the undersigned at the number provided below for the purpose of providing constructive assistance and suggestions in accordance with M.P.E.P. Sections 707, 707.07(d) and 707.07(j) in order that allowable claims can be presented, thereby placing the application in condition for allowance without further proceedings being necessary.

Respectfully submitted,

Dated: 11/08/04   By: _John Pivnichny_

John R. Pivnichny
Reg. No. 43,001

Telephone: (607)429-4358
Fax: (607)429-4119

Attachments - Items 1 - 4 above

Gerard Vahee/France/IBM@IBMFR

11/03/2004 11:29 AM
This document expires on 02/01/2005

To   John Pivnichny/Endicott/IBM@IBMUS

cc

bcc

Subject   WWPMM evidences

John,

Here are four evidences that WWPMM 1.0 installation on our intranet began in August 1999, and was fully operational by October, with an "official" CD you could order to the pub-order site, by October 1999.

I hope this will be sufficient. Thanks to keep me informed of the process progress.
Cordialement / Regards,
Gerard Vahee

IBM Descartes - 2, Av. Gambetta - 92400 Courbevoie - France
            Sce 5245, Case Courrier 16B01
tel.+33 1 4905 0866 (T/L 33 0866)   fax. +33 1 4905 0867
internet : gerard_vahee@fr.ibm.com

===================> 1)

----- Forwarded by Gerard Vahee/France/IBM on 03/11/2004 17:21 -----

Liliane Lafuite/France/IBM

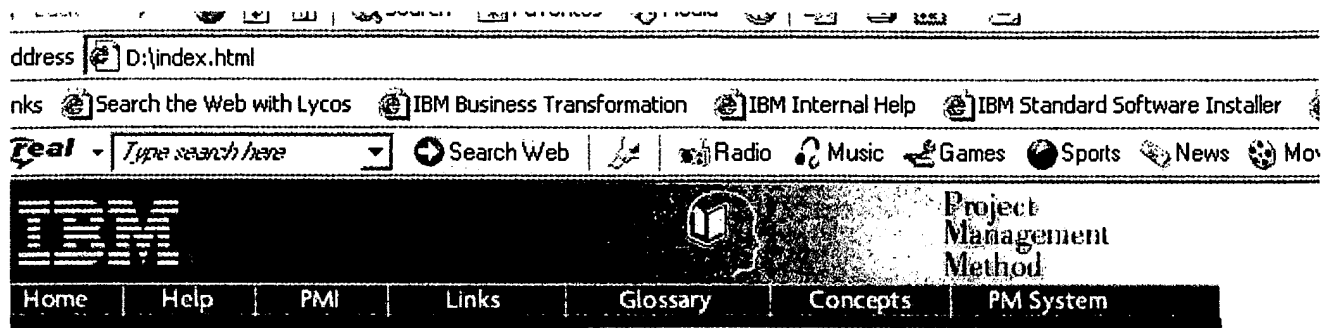03/11/2004 16:21

To   Gerard Vahee/France/IBM

cc

Subject   WWPMM 1.0

Gerard,

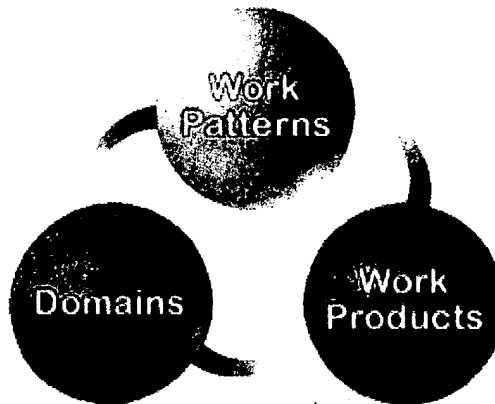Please find the screen-shot got from the CD WWPMM V1.0 issued in October 1999.

Regards, Liliane

IBM

Project
Management
Method

| Home | Help | PMI | Links | Glossary | Concepts | PM System |

Welcome to IBM's
Worldwide
Project
Management
Method

Before browsing this site,
please read
WWPMM Concepts

Work
Patterns

Domains

Work
Products

Click an entry point to explore a subject

Liliane Lafuite
WWPMM Method Team
PM Tools EMEA West Tempo & MMA
Tel : 33-1-49-05-0896   Fax : 33-1-49-05-0867
DCT 16 167 H   Tieline : 330896
Net : liliane_lafuite@fr.ibm.com

===================> 2)

----- Forwarded by Liliane Lafuite/France/IBM on 03/11/2004 16:38 -----

Sue Davies@IBMGB

12/08/99 19:19

To: John Wilson/Mount Pleasant/Contr/IBM@IBMUS
cc: John Palmer/Mount Pleasant/IBM@IBMUS, Paris Team, David Harris/UK/IBM@IBMGB, Mark
          Goebel/Atlanta/IBM@IBMUS
From: Sue Davies/UK/IBM@IBMGB
Subject: WWPMM Web-site

John,

Thanks for the web site information. I have had a look at this, the navigation is fine, exactly what we
expected (except for the links from Concepts to Glossary, which we've already discussed). There is a
problem with links from one Work Pattern to another, where the original diagram seems to be retained, but

perhaps this has not yet been fully developed.

I have a number of concerns about the contents, which are perhaps premature, as it's under development, but you can ignore any comments on problems you know about and are fixing.

By far the most serious, and Doug says this is is intentional, is the removal of all identifiers from all WWPMM objects. So where we have *ChM.20.10. Approve changes,* you have only *Approve changes.*This completely loses all reference to the structure of WWPMM. While the hot-links correctly take you to the right process, work pattern or work product, you have no idea where you are going. I understand this was planned, if so, David, please may I raise this as a very serious issue.

The development team were not aware of this, and I feel it is totally against John Palmer's declared objective of fully representing the WWPMM material. All our material contains identifiers, the structure is impossible to follow without these. To make things worse, where we have X-refs in the body of the text, rather than in the listed X-ref sections, these still have the identifiers in, although they are now meaningless.

The loss of identitiers in Work Patterns is compounded by the fact they are listed in alphabetical order, not by Work Pattern Group. This means the entire concept of Work Pattern Groups has no visibility on the web-site.

While appreciating that everything is still under development, the number and severity of misrepresentations of the WWPMM material in the web material so far available may be an indication of some underlying faults in the translation process.

Many of the problems appear to centre around the conversion of bullets and indentations

Some examples are:

In *Analyse impact* (formerly *ChM.10.20. Analyse Impact*) there is a spurious change of bullet level half way down the input list. This is continued throughout the entire process.

Throughout almost all of *Event Management*there are spurious blank bullet points.

Throughout all the domain documentation there is an extra layer of indentation at each bullet level This may be deliberate, and thought to improve the clarity but we find it confusing and difficult to check if the level of indentation is correct.

The basic template fo Work Products has completely lost the structure. There is no distinction between headings and subheadings, some sub-headings have disappeared completely.

I hope you will take these comments as intended to be helpful I know how infuriating it is when people comment on unfinished work in detail, but I thought you might like to review whether any of these problems are caused by flaws in the process. If we can help in any way to clarify our material, please let me know.

Regards,
Sue

Sue Davies

====================> 3)

----- Forwarded by Liliane Lafuite/France/IBM on 03/11/2004 16:50 -----

Elyse Anchell@IBMUS

19/11/99 23:30

To: WWPMM Development Team
cc:
From: Elyse Anchell/Boca Raton/IBM@ibmus
Subject: 1999 Knowledge Refresh: Remote user testing

FYI - You can go ahead and give it a try...Elyse

Elyse Anchell
IBM Certified Project Manager
WWPMM Development Team
IBM Global Services
Office in Paris : If calling from US - 011-331-4077-2118
Mobile: 917 214 3314
net: elyse@us.ibm.com

--------------------- Forwarded by Elyse Anchell/Boca Raton/IBM on 19-11-99 05:29 PM -------------------------

Scott Wagert

19-11-99 10:40:21 AM

To: Joyce Cunningham/Raleigh/IBM@IBMUS, Anthony DeBellis/Austin/IBM@IBMUS, David
          Harris/UK/IBM@IBMGB, Bill Phillips/Charlotte/IBM@IBMUS, Theresa Schnider/Atlanta/IBM@IBMUS,
          Elyse Anchell/Boca Raton/IBM@IBMUS, Mark Goebel/Atlanta/IBM@IBMUS, Gerard
          Vahee/France/IBM@IBMFR
cc:
From: Scott Wagert/Austin/IBM@IBMUS
Subject: 1999 Knowledge Refresh: Remote user testing

here is the information distributed to the 'remote testers'.. please feel free to access the course..
thanks,
scott

Scott Wagert
IBM Global Services Institute
Phone: (512) 838-1253 Tieline: 678-1253
Fax: (512) 838-1345 Tieline: 678-1345
VM: wagert at austin
Internet: wagert@us.ibm.com
Visit my organization's Website at: http://w3.ibm.com/services/institute

--------------------- Forwarded by Scott Wagert/Austin/IBM on 11/19/99 09:36 AM -------------------------

Scott Wagert
11/19/99 06:24:08 AM

To: Knowledge Refresh Testers
cc: Susan Iverson/Bethesda/IBM@IBMUS, Diane Holmes/Bethesda/IBM@IBMUS, Sue
          Easterling/Atlanta/IBM@IBMUS, Darren WHITT/Belgium/IBM@IBMBE, John Milota/Belgium/IBM@IBMBE,
          Judy Sennett/Mount Pleasant/IBM@IBMUS
From: Scott Wagert/Austin/IBM@IBMUS
Subject: 1999 Knowledge Refresh: Remote user testing

We have finally resolved all the server issues and are ready to start the end-user remote testing. Thank you for your patience. We believe you will agree it was worth the wait.

Here is a copy of the course announcement which will appear at GA. This will acquaint you with some of the details of the offering:

1999 Knowledge Refresh: An Update for IBM PM Professionals

Continuous improvement and education are cornerstones to the advancement of the PM profession in IBM.

In support of these objectives, the Project Management Center of Excellence is pleased to announce the General Availability of the 1999 Knowledge Refresh: An Update for IBM PM Professionals effective November 29, 1999.

This offering, which will be updated on a yearly basis, seeks to offer valuable information covering what is new, changed or of special importance to IBM PM Professionals at IBM.

This Year's Topics Include:
- An Overview of PM/COE Initiatives
- Project Management Methods
- Project Management Tools
- Intellectual Capital for PM Professionals

This material is a self-paced Internet browser delivered Distributed Learning (DL) offering. The offering can be completed either on-line (connected to the IBM intranet) or off-line (via a separately ordered CD-ROM).

To receive the maximum benefit from this material an audio enabled laptop or desktop machine is desired (though not required).

While viewing the offering on-line (connected to the IBM Intranet via either modem or LAN connection), delivery is support at a minimum connection speed of 28.8Kbs. While the material can be viewed at slower connection speeds, performance will suffer.

Audience:

The target audience is existing Project Mangers who have completed PM Tier 1 education or equivalent, needing update on the PM profession in IBM. Due to the general nature of this year's offering, the material will be relevant to any IBM PM Professional.

Students completing the offering will receive:
- Worldwide Project Management course = PM01D
- Education credit = 4 hours
- Professional Development Unit credit = 4.0 PDUs
- Continuing Education Unit credit = .4 CEUs

Machine Requirements:
The minimum system configuration that the student must have is as follows:
- Standard IBM E-business client Platform (hardware and software)
- Netscape Navigator 4.04 (and above)
- Audio enabled hardware desired

Click on this link to gain access to --> <u>1999 Knowledge Refresh: An Update for IBM PM Professionals</u>

You may start the course at any time, enter and exit as often as you wish. This on-line test will run until November 29th.

Everything should be self-explanatory as you start the offering. We are interested in any problems you have connecting to the server or accessing material from your home location. If you encounter any problems, please use the 'Feedback' button which appears at the bottom of every page. If for some reason you cannot get far enough to use the Feedback function, please correspond directly to me

Thank you for your participation and your patience as we were ironing out all the last little problems.

Cheers,
Scott

Scott Wagert

IBM Global Services Institute

11400 Burnet Rd, Austin, TX 78758 (ZIP 9571)
Internet: wagert@us.ibm.com
IBM VM: wagert@ibmusm26
Phone: 512–838-1253 (T/L 678)   FAX: 512-838-1345 (T/L 678)
Visit My Organization's Website at: http://w3.ibm.com/services/institute
"Out the token ring, through the router, down the fiber, off a switch, past the firewall,
down the T1, under the bridge, into the ether ... nothing but Net !!"

===================> 4)

----- Forwarded by Liliane Lafuite/France/IBM on 03/11/2004 16:53 -----

Elyse Anchell@IBMUS
24/11/99 22:24

To: WWPMM Development Team
cc: David Harris/UK/IBM@IBMGB
From: Elyse Anchell/Boca Raton/IBM@ibmus
Subject: Adding text to footer of WWPMM PDF Files

Team -   -

Since the web version of WWPMM is the official published version, we need to add some text to the PDF version so that people understand that the PDF version is for Development use only and is not intended for distribution.

I propose the following text to be added to the Wordpro/PDF footers -

"Working Copy - For Development Team Use Only - Do Not Distribute"

Please get back to me by end of day Thursday (Nov 25th - Thanksgiving) with your comments.

Once we agree, Therese will rebuild the material and replace the new version on the cafe. At that point we will only distribute the newly labeled documentation.

I understand that the "horse has left the barn" and that there are already numerous versions of the PDF version already in circulation. We are not going to do anything to try and fix those documents that are already in circulation.

Thanks in advance for your feedback - Elyse

Elyse Anchell
IBM Certified Project Manager
WWPMM Development Team
IBM Global Services
Office in Paris : If calling from US - 011-331-4077-2118
Mobile: 917 214 3314
net: elyse@us.ibm.com

==================End.